

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

IAN FOLEY, Plaintiff, v. TINGLEY RUBBER CORPORATION, Defendant.	Civil Action No. 1:22-cv-00800
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NOTICE OF DISMISSAL PURSUANT TO RULE 41(a)(1)

1. Whereas Plaintiff Ian Foley filed the above-referenced case against Defendant Tingley Rubber Corporation on October 24, 2022.

2. Whereas Defendant has not yet answered Plaintiff's complaint, and thus dismissal is appropriate without Court order, pursuant to Federal Rule of Civil Procedure, Rule 41(a)(1)(A)(i).

3. Accordingly, pursuant to Federal Rule of Civil Procedure, Rule 41(a)(1)(A)(i), Plaintiff hereby dismisses the complaint with prejudice.

Dated: March 6, 2023

Respectfully Submitted,

/s/ Benjamin J. Sweet

Benjamin J. Sweet

NYE, STIRLING, HALE,

MILLER & SWEET, LLP

1145 Bower Hill Road, Suite 104

Pittsburgh, PA 15243

Phone: 412-857-5350

ben@nshmlaw.com

Attorneys for Plaintiff Ian Foley

CERTIFICATE OF SERVICE

I, Benjamin J. Sweet, hereby certify that the foregoing document was filed through the ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to non-registered participants this 6th day of March 2023.

/s/ Benjamin J. Sweet
Benjamin J. Sweet